

# BAKER & M<sup>C</sup>KENZIE

Attorneys at Law

805 Third Avenue  
New York, New York 10022  
Telephone: (212) 751-5700  
Facsimile: (212) 759-9133

RECEIVED  
CENTRAL FAX CENTER  
SEP 17 2003

## FACSIMILE TRANSMISSION

DATE: SEPTEMBER 16, 2003

PLEASE DELIVER AS SOON AS POSSIBLE TO:

TO

Examiner B. R. Gordon

COMPANY

USPTO, Art Unit 1743

FAX NO.

703-872-9310

PHONE NO.

FROM

FRANK M. GASPARO

PHONE

OFFICIAL

TOTAL NUMBER OF PAGES (INCLUDING THIS COVER PAGE): 28

### PRIVACY AND CONFIDENTIALITY NOTICE

The information contained in this facsimile is intended for the named recipients only. It may contain privileged and confidential information and if you are not an intended recipient, you must not copy, distribute or take any action in reliance on it. If you have received this facsimile in error, please notify us immediately by a collect telephone call to (212) 751-5700 and return the original to the sender by mail. We will reimburse you for postage. Thank you.

### MESSAGE

Re: Application No. 09/873,522

Please see the attached response.

IF YOU HAD ANY TROUBLE RECEIVING THIS TRANSMISSION,  
PLEASE CALL 212-751-5700 EXT: IMMEDIATELY.

SEP 17 2003

OFFICIAL

PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)

Application Number 09/873,522

Filing Date 8/4/2001

First Named Inventor Richard E. Scordato

Art Unit 1743

Examiner Name Brian R. Gordon

Total Number of Pages in This Submission

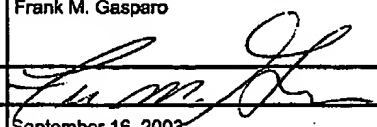
27

Attorney Docket Number 58154112-7

## ENCLOSURES (Check all that apply)

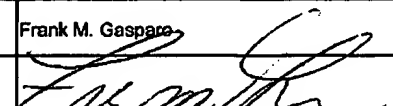
<input type="checkbox"/> Fee Transmittal Form	<input checked="" type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Letter with Proposed Drawing Changes.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	This correspondence is being facsimile transmitted to the USPTO at (703) 872-9310 on 9/16/03.	

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Frank M. Gasparo
Signature	
Date	September 16, 2003

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Frank M. Gasparo		
Signature		Date	September 16, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.